BOARD OF SUPERVISORS
COUNTY OF BUTTE, STATE OF CALIFORNIA

Resolution No. 18-065

RESOLUTION OPPOSING SB 54 AND AB 450 DUE TO POTENTIAL CONFLICT WITH FEDERAL LEGISLATION

WHEREAS, the State of California enacted SB 54 (Law Enforcement: Sharing Data); and

WHEREAS, SB 54 prohibits the Butte County Sheriff's Office from releasing information about an inmate or transferring custody of an inmate to Immigration and Customs Enforcement (ICE), as well as transferring to or assisting ICE with the arrest of a subject for violations of immigration laws, unless certain requirements are met; and

WHEREAS, the restrictions and limitations placed upon the Butte County Sheriff's Office pursuant to SB 54 have a potentially negative impact on public safety; and

WHEREAS, the State of California also enacted AB 450 (Employment Regulation: Immigration Worksite Enforcement Actions); and

WHEREAS, AB 450 requires employers to verify that ICE has a judicial warrant or subpoena prior to allowing ICE to enter the workplace and provide notice to employees if there has been a request from ICE to review documents, thereby forcing employers to choose between obeying federal immigration laws or State law; and

WHEREAS, the federal government has filed a lawsuit against the State of California, arguing that federal immigration laws preempt the State laws; and

WHEREAS, the federal government has proposed HR 3003, also known as the No Sanctuary for Criminal Act, that would clarify ICE detainer authority and withhold federal grants from jurisdictions that violate federal law by prohibiting officers from cooperating with ICE.

NOW, THEREFORE, BE IT RESOLVED the Butte County Board of Supervisors hereby opposes SB 54, AB 450, and any other State legislation that creates conflict between State and federal laws; and

BE IT FURTHER RESOLVED that the conflict created by SB 54 adds to the already challenging environment in law enforcement and AB 450 places additional burdens to employers, and the Board of Supervisors urges the Legislature to revise or remove State laws that lead to conflict between State and federal laws.

PASSED AND ADOPTED by the Butte County Board of Supervisors this 24th day of April, 2018, by the following vote:

AYES: Supervisors Connelly, Wahl, Kirk, Teeter, and Chair Lambert
NOES: None
ABSENT: None
NOT VOTING: None

Steve Lambert, Chair
Butte County Board of Supervisors

ATTEST:
Shari McCracken, Interim Chief Administrative Officer
and Clerk of the Board of Supervisors

By: _____
Deputy